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17858 U.S. PRO  
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# PENDORF & CUTLIFF

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**Reply To: Tampa Office**

April 1, 2003

### Mail Stop Patent Application

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Re: Rule 1.53(d) Divisional Application  
Application of Horst **Surburg**, Arnold **Machinek** and Hubert **Loges**  
**"RHINOLOGICALLY ACTIVE SUBSTANCES"**  
Attorney Docket No.: 3968.088

Dear Sir:

This is a request for filing a Divisional Application of pending prior parent Application No. **09/988,860** filed on November 21, 2001, entitled **"RHINOLOGICALLY ACTIVE SUBSTANCES."**

This application is being filed under 37 CFR 1.53(d).

The prior application is assigned to Examiner Rosalynd Ann Keys in Group Art Unit **1621**.

Entry of the Preliminary Amendment is respectfully requested.

An executed Declaration of Inventorship was filed in the parent application. No new matter is being introduced by the Preliminary Amendment.

Total claims ..... 8 - 20 =      x \$18 = \$  
Independent Claims ..... 2 - 3 =      x \$84 = \$

Commissioner of Patents  
and Trademarks  
April 1, 2003  
Page 2

Attorney Docket: 3968.026

Base Fee ..... \$ 750.00

**TOTAL FILING FEE** ..... \$ 750.00

A check for the statutory fee of **\$750.00** is attached. You are also directed and authorized to charge or credit any difference or overpayment to Deposit Account No. 16-0877. The Commissioner is hereby authorized to charge any fees under 37 C.F.R. 1.16 and 1.17 which may be required during the entire pendency of the application to Deposit Account No. 16-0877.

Respectfully submitted,

By Carrie L. Bootcheck

Carrie L. Bootcheck  
Registration No. 50,712

PENDORF & CUTLIFF  
5111 Memorial Highway  
Tampa, Florida 33634-7356  
(813) 886-6085  
Dated: **July 24, 2003**

**EXPRESS MAIL CERTIFICATE**

"EXPRESS MAIL" MAILING LABEL NUMBER: **EV330254948US**

DATE OF DEPOSIT: **July 24, 2003**

I HEREBY CERTIFY that the foregoing Request for Divisional Application for U.S. Application No. **09/988,860** filed **November 21, 2001**, entitled "RHINOLOGICALLY ACTIVE SUBSTANCES" and a stamped receipt post card are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on the date indicated and is addressed: **ATTN: Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

The Commissioner is hereby authorized to charge any additional fees, which may be required at any time during the prosecution of this application without specific authorization, or credit any overpayment, to Deposit Account Number 16-0877.

Bonnie L. Horst  
Bonnie L. Horst

U.S. PATENT APPLICATION  
SERIAL NO.:  
PRELIMINARY AMENDMENT

ATTY DOCK: 3968.088


**EXPRESS MAIL CERTIFICATE**

"EXPRESS MAIL" MAILING LABEL NUMBER: **EV330254948US**

DATE OF DEPOSIT: **July 24, 2003**

I HEREBY CERTIFY that the foregoing **PRELIMINARY AMENDMENT** of the patent U.S. Application No. \_\_\_\_\_ a Divisional of Application No.: **09/988,860** filed **November 21, 2001**, entitled "RHINOLOGICALLY ACTIVE SUBSTANCES" and a stamped receipt postcard are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on the date indicated and is addressed: **ATTN: Mail Stop PATENT APPLICATION, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

The Commissioner is hereby authorized to charge any additional fees, which may be required at any time during the prosecution of this application without specific authorization, or credit any overpayment, to Deposit Account Number 16-0877.

  
\_\_\_\_\_  
Bonnie L. Horst